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**TITLE 312 NATURAL RESOURCES COMMISSION**

**Final Rule**

LSA Document #16-531(F)

**DIGEST**

Amends [312 IAC 4-5-4](#) to increase the years of service from three years to five years before a conservation officer is eligible for promotion. Effective 30 days after filing with the Publisher.

**[312 IAC 4-5-4](#)**

SECTION 1. [312 IAC 4-5-4](#) IS AMENDED TO READ AS FOLLOWS:

**[312 IAC 4-5-4](#) Promotion of conservation officers and return to rank of division director following the conclusion of service**

**Authority:** [IC 14-9-8-3](#); [IC 14-10-2-4](#)

**Affected:** [IC 14-9-8](#)

Sec. 4. (a) Unless an exception is made by the division director, with the approval of the director, a conservation officer is ineligible for promotion until the conservation officer completes at least ~~three (3)~~ **five (5)** years of service with the division.

(b) This section does not prevent the division, with the approval of the director, from filling a vacancy with a temporary assignment.

(c) The promotion of a conservation officer to any rank is made by the division director subject to the approval of the director.

(d) The appointment of the division director from within the division is considered a promotion. Upon the appointment of a succeeding director, the division director is returned to the rank or grade held before unless the division director:

- (1) is not physically able to perform the duties of the rank; or
- (2) was removed from employment for moral turpitude, a violation of law, or another just cause.

*(Natural Resources Commission; [312 IAC 4-5-4](#); filed Aug 3, 2001, 11:07 a.m.: 24 IR 3938; readopted filed May 29, 2007, 9:49 a.m.: [20070613-IR-312070145RFA](#); readopted filed Sep 19, 2013, 10:13 a.m.: [20131016-IR-312130170RFA](#); filed Oct 14, 2014, 3:29 p.m.: [20141112-IR-312130448FRA](#); filed Jun 28, 2017, 3:44 p.m.: [20170726-IR-312160531FRA](#))*

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Proposed Rule: [20170322-IR-312160531PRA](#)

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